IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1534 OF 2005
IN
CIVIL WRIT PETITION NO.5009 OF 1999

Thane Municipal Corporation ..Petitioner
V/s
William John Fernandes ..Respondent.

Mr. R.S. Apte for the petitioner.

CORAM : B.H. MARLAPALLE &
J.H. BHATIA, JJ.

DATE : 24TH NOVEMBER, 2006.

P.C.

. The applicant-Corporation states that in Writ Petition No. 5009 of 1999 false, fabricated documents were filed by the petitioner therein i.e. Mr. willam John Fernandes, President of Zopadpatti Sangathana. The said petition was dismissed by us on 5/7/2000 and by specifically noting that the documents annexed to the petition as well as the rejoinder did not inspire confidence. We also noted that the learned Counsel for the Corporation had pointed out that some documents were obviously fabricated. It was for this reason that petition was dismissed on 5/7/2000.

2. This application has been filed on 6/11/2000 and

registered in 2005. In any case, on the statement made by the learned Counsel for the Corporation that the fabricated documents were filed with the writ petition, petition was dismissed and the petitioner i.e. Mr. Willam John Fernandes could not derive any benefits from the said documents.

3. We therefore, do not think it appropriate at this stage to initiate any criminal action against the said Mr. Willam John Fernandes. Petition is, therefore, rejected summarily.

(J.H. BHATIA, J.) **(B.H. MARLAPALLE, J.)**